

# State of South Dakota

EIGHTY-FIRST SESSION  
LEGISLATIVE ASSEMBLY, 2006

813M0093

## SENATE BILL NO. 141

Introduced by: Senator Adelstein

1 FOR AN ACT ENTITLED, An Act to revise certain requirements related to the registration and  
2 monitoring of sex offenders.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 22-24B-5 be amended to read as follows:

5 22-24B-5. The Division of Criminal Investigation shall mail a nonforwardable verification  
6 form at least once annually to the last reported address of each person registered under § 22-  
7 24B-2. The person shall return the verification form to the Division of Criminal Investigation  
8 within ten days after receipt of any such form. The verification form shall be signed by the  
9 person required to register and shall state that the person still resides at the address last reported  
10 to the Division of Criminal Investigation. In addition, the person shall report in person each year  
11 during the month of the person's birthday and during the sixth month following the person's  
12 birth month to the sheriff's office in the county in which the person resides. The sheriff's office  
13 may determine the appropriate times and days for reporting by the person. The sheriff's office  
14 shall, within two working days, electronically submit and update all information provided by  
15 the person to the division. If the person fails to return the verification form to the Division of  
16 Criminal Investigation within ten days after receipt of the form, or if the person fails to report



1 as required in this section, the person is in violation of this section. Nonreceipt of a registration  
2 verification does not constitute a defense to failure to comply with this section. A violation of  
3 this section is a Class 1 misdemeanor. Any subsequent violation is a Class 6 felony.

4 Section 2. That § 22-24B-7 be amended to read as follows:

5 22-24B-7. Any person who is subject to the provisions of § 22-24B-2 shall ~~annually~~  
6 reregister each year in the same manner as may be provided by law for initial registration. ~~Such~~  
7 The person shall reregister during the calendar month during which the registrant was born and  
8 during the sixth month following the person's birth month. However, if ~~such~~ the person has  
9 previously registered pursuant to the provisions of § 22-24B-2 within ninety days immediately  
10 prior to the date of such person's birth, no subsequent reregistration is required pursuant to this  
11 section during the current ~~annual~~ six-month reregistration cycle.

12 A violation of this section is a Class 1 misdemeanor. However, any subsequent violation is  
13 a Class 6 felony.

14 Section 3. That § 22-24B-8 be amended to read as follows:

15 22-24B-8. The registration shall include the following information:

- 16 (1) Name and all aliases used;
- 17 (2) Complete description, photographs, and fingerprints;
- 18 (3) Residence, length of time at that residence, and length of time expected to remain at  
19 that residence; address of any permanent residence and address of any current  
20 temporary residence, within the state or out of state, including a rural route address  
21 and a post office box. A post office box may not be provided in lieu of a physical  
22 residential address. If the registrant's place of residence is a motor vehicle, trailer,  
23 mobile home, or manufactured home, the registrant shall also provide vehicle  
24 identification number; the license tag number; the registration number; and a

1 description, including color scheme, of the motor vehicle, trailer, mobile home, or  
2 manufactured home. If the registrant's place of residence is a vessel, live-aboard  
3 vessel, or houseboat, the registrant shall also provide the hull identification number;  
4 the manufacturer's serial number; the name of the vessel, live-aboard vessel, or  
5 houseboat; the registration number; and a description, including color scheme, of the  
6 vessel, live-aboard vessel or houseboat;

7 (4) The type of sex crime convicted of; ~~and~~

8 (5) The date of commission and the date of conviction of any sex crime committed;

9 (6) Social Security number on a separate confidential form;

10 (7) Driver license number and state of issuance and vehicle make, model, color, and  
11 license tag number;

12 (8) Whether or not the registrant is receiving or has received any sex offender treatment;

13 (9) Employer name, address, and phone number or school name, address, and phone  
14 number. If the registrant is enrolled, employed, or carrying on a vocation at an  
15 institution of higher education in this state, the registrant shall also provide to the  
16 department the name, address, and county of each institution, including each campus  
17 attended, and the registrant's enrollment or employment status;

18 (10) Length of employment or length of attendance at school; and

19 (11) Occupation or vocation.

20 Any failure to accurately provide the information required by this section is a Class 1  
21 misdemeanor.